

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

FRIDAY ,THE TWENTY FOURTH DAY OF JANUARY

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SMT JUSTICE JUVVADI SRIDEVI

IA No. 2 OF 2025

IN

CRLP NO: 354 OF 2025

Between:

1. Racharla Subhadra, w/o Rajalingam, Aged 59 yrs, Occ. Housewife, R/o H. No.2-3-72, Mochibazar, Jagtial.
2. Racharla Rajalingam, s/o Gangaram, Aged 67 yrs, Occ. Coolie, R/o H. No.2-3-72, Mochibazar, Jagtial.
3. Racharla Srinivas, s/o Rajalingam, Aged 47 yrs, Occ. Employee, R/o H. No.2-3-72, Mochibazar, Jagtial.
4. Racharla Lavanya @ Shailaja, w/o Srinivas, Aged 38 yri, Occ. Housewife, R/o H. No.7-1-61, Padma Nagar, Jagtial.
5. Racharla Ravi, s/o Rajalingam, Aged 44 yrs, Occ. Private employee, R/o H. No.2-3-72, Mochibazar, Jagtial.
6. Racharla Sridhar, s/o Rajalingam, Aged 41 yrs, Occ. Private employee, R/o H. No.2-3-72, Mochibazar, Jagtial.

...Petitioners/Accused Nos. 2 to 7
(Petitioner in CRLP 354 OF 2025
on the file of High Court)

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court at Hyderabad Through. SHO, P.S. Nacharam, Nizamabad District.
2. R. Saraswathi, W/o R. Ramesh, Aged 35 yrs, Occ. Household, R/o Jagtial, presently residing at Rakasipet, Bodhan, nizamabad.

...Respondent(s)
(Respondents in-do-)

Counsel for the Petitioner : SRI ANUGANTI PRANEETH

Counsel for the Respondent No 1 : PUBLIC PROSECUTOR

Petition under Section 528 of BNSS praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant stay of all further proceedings in CC No.104 of 2022 on the file of the Prl. Junior Civil Judge-Cum-Judicial First CLass Magistrate at Bodhan including appearance of the Petitioners/Accused Nos.2 to 7 till the disposal of the Criminal Petition in the interest of the justice Pending disposal of CRLP No. 354 of 2025, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following .(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER

This Interlocutory Application is filed seeking stay of all further proceedings against the petitioners-accused Nos.2 to 7 in C.C.No.104 of 2022 on the file of Principal Junior Civil Judge-cum-Judicial First Class Magistrate at Bodhan, registered for the offences under Sections 498-A of IPC and Sections 3 and 4 of Dowry and Prohibition Act.

Heard Sri A.Praneeth, learned counsel for the petitioners and Sri V. Jithendar Rao, learned Additional Public Prosecutor for the State-respondent.

Learned counsel for the petitioners submitted that the petitioners are nothing to do with the alleged offences. There are no specific allegations against the petitioners. The petitioners never demanded any dowry from respondent No.2 or from her parents. The contents of charge sheet do not disclose the required ingredients to attract the offences under Sections 498-A of IPC and Sections 3 and 4 of the Act. Hence, he prayed for stay of all further proceedings against the petitioners-accused Nos.2 to 7 in C.C.No.104 of 2022 on the file of the learned Principal Junior Civil Judge-cum-Judicial First Class Magistrate at Bodhan.

On the other hand, learned Additional Public Prosecutor for the State submitted that there are specific allegations leveled against the petitioners and prayed this Court to dismiss this petition.

Having regard to the submissions made by either side and on a perusal of record it is apparent that general and bald allegations levelled against the petitioners. In the said circumstances, there shall be stay of all further proceedings including the appearance of petitioners-accused Nos.2 to 7 in C.C.No.104 of 2022 on the file of the learned Principal Junior Civil Judge-cum-Judicial First Class Magistrate at Bodhan, till 15.04.2025.


SD/-L.LAKSHMI BABU
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Prl. Junior Civil Judge-Cum-Judicial First Class Magistrate at Bodhan
2. The Station House Officer Bodhan Police Station Nizamabad District
3. R. Saraswathi, W/o R. Ramesh, Aged 35 yrs, Occ. Household, R/o Jagitil, presently residing at Rakasipet, Bodhan, nizamabad. (by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to SRI. ANUGANTI PRANEETH Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR, High Court at Hyderabad (OUT)
6. One spare copy

HIGH COURT

JSJ

DATED:24/01/2025

ORDER

IA NO 2 OF 2025

IN

CRLP.No.354 of 2025

DIRECTION

